

Return of Organization Exempt From Income Tax

2008

Under section 501(c), 527, or 4947(a)(1) of the Internal Revenue Code
(except black lung benefit trust or private foundation)Department of the Treasury
Internal Revenue Service

► The organization may have to use a copy of this return to satisfy state reporting requirements.

Open to Public Inspection

For the 2008 calendar year, or tax year beginning 7/01 , 2008, and ending 6/30 , 2009

B Check if applicable <input checked="" type="checkbox"/> Address change <input type="checkbox"/> Name change <input type="checkbox"/> Initial return <input type="checkbox"/> Termination <input type="checkbox"/> Amended return <input type="checkbox"/> Application pending	Please use IRS label or print or type See specific instructions. AMERICAN MUSICAL THEATRE OF SAN JOSE BANKRUPTCY ESTATE CAROL W WU, TTEE, 25A CRESCENT DR #413 PLEASANT HILL, CA 94523	D Employer Identification Number 94-6088366
		E Telephone number 415-981-4224
		G Gross receipts \$ 5,372,861.
		H(a) Is this a group return for affiliates? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
		H(b) Are all affiliates included? <input type="checkbox"/> Yes <input type="checkbox"/> No If 'No,' attach a list (see instructions)
		H(c) Group exemption number ►
I Tax-exempt status <input checked="" type="checkbox"/> 501(c) (3) (insert no) 4947(a)(1) or 527	J Website: ► DISCONTINUED FORMERLY WWW.AMTSJ.ORG	K Type of organization <input checked="" type="checkbox"/> Corporation <input type="checkbox"/> Trust <input type="checkbox"/> Association <input type="checkbox"/> Other ► L Year of Formation 1941 M State of legal domicile CA

Part I Summary

Activities & Governance	1 Briefly describe the organization's mission or most significant activities <u>THE PURPOSES OF AMERICAN MUSICAL THEATRE OF SAN JOSE ("THE THEATRE") ARE: (1) TO EDUCATE AND ELEVATE THE MINDS OF INDIVIDUALS TO THE PROPER CONCEPTION AND APPRECIATION OF FINE MUSIC AND THEATRICAL ARTS; (2) TO ENCOURAGE MEMBERS OF THE COMMUNITY TO PARTICIPATE IN THE PRODUCTION</u>
	2 Check this box ► <input type="checkbox"/> if the organization discontinued its operations or disposed of more than 25% of its assets
	3 Number of voting members of the governing body (Part VI, line 1a) 3 45
	4 Number of independent voting members of the governing body (Part VI, line 1b) 4 0
	5 Total number of employees (Part V, line 2a) 5 0
	6 Total number of volunteers (estimate if necessary) 6 0
7a Total gross unrelated business revenue from Part VIII, line 12, column (C) 7a 0	
b Net unrelated business taxable income from Form 990-T, line 34. 7b 0	

MAR 11 2010

SCANNED

Revenue	8 Contributions and grants (Part VIII, line 1h) 1,624,792. 376,728.	
	9 Program service revenue (Part VIII, line 2g) 7,426,338. 4,480,424.	
	10 Investment income (Part VIII, column (A), lines 3, 4, and 7d) -33,125. 63,642.	
	11 Other revenue (Part VIII, column (A), lines 5, 6d, 8c, 9c, 10c, and 11e) 114,577. 232,368.	
	12 Total revenue – add lines 8 through 11 (must equal Part VIII, column (A), line 12) 9,132,582. 5,153,162.	
	13 Grants and similar amounts paid (Part IX, column (A), lines 1-3) <i>REMOVED</i>	
14 Benefits paid to or for members (Part IX, column (A), line 4) <i>REMOVED</i>		
15 Salaries, other compensation, employee benefits (Part IX, column (A), lines 5-10) 3,851,637. 1,665,480.		
16a Professional fundraising fees (Part IX, column (A), line 11e) 16,961. <i>REMOVED</i>		
b Total fundraising expenses (Part IX, column (D), line 25) ► 145,864. <i>REMOVED</i>		
17 Other expenses (Part IX, column (A), lines 11-11d, 11f-24f) 5,503,351. 3,400,126.		
18 Total expenses. Add lines 15-17 (must equal Part IX, column (A), line 25) 9,371,949. 5,065,606.		
19 Revenue less expenses. Subtract line 18 from line 12 -239,367. 87,556.		
Expenses	Prior Year	Current Year
20 Total assets (Part X, line 16) 2,743,935. 1,334,370.		
21 Total liabilities (Part X, line 26) 5,008,933. 3,511,812.		
22 Net assets or fund balances Subtract line 21 from line 20 -2,264,998. -2,177,442.		
Net Assets or Fund Balances	Beginning of Year	End of Year

Part II Signature Block

Sign Here	Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete. Declaration of preparer (other than officer) is based on all information of which preparer has any knowledge.		
	► <i>Carol W. Wu</i>	Date	<i>5/11/2010</i>
	Signature of officer		Date
	► CAROL W. WU	TRUSTEE	
	Type or print name and title		

Paid Preparer's Use Only	Preparer's signature ► <i>M</i>	Date 2/8/10	Check if self-employed ► <input type="checkbox"/>	Preparer's identifying number (see instructions) N/A
	Firm's name (or yours if self-employed, address, and ZIP + 4) ► KOKJER PIEROTTI MAIOCCO & DUCK 351 CALIFORNIA ST STE 300 SAN FRANCISCO, CA 94104-2412		EIN ► N/A	
			Phone no. ► 415-981-4224	

May the IRS discuss this return with the preparer shown above? (see instructions)

BAA For Privacy Act and Paperwork Reduction Act Notice, see the separate instructions.

TEEA0112L 12/22/08 Form 990 (2008)

GIL-20

Part III Statement of Program Service Accomplishments (see instructions)

- 1 Briefly describe the organization's mission.**

SEE SCHEDULE O

- 2** Did the organization undertake any significant program services during the year which were not listed on the prior Form 990 or 990-EZ?

If 'Yes,' describe these new services on Schedule Q.

- 3 Did the organization cease conducting, or make significant changes in how it conducts, any program services?**

If 'Yes.' describe these changes on Schedule O SEE

- 4 Describe the exempt purpose achievements for each of the organization's three largest program services by expenses. Section 501(c)(3) and 501(c)(4) organizations and section 4947(a)(1) trusts are required to report the amount of grants and allocations to others, the total expenses, and revenue, if any, for each program service reported.

- 4a (Code 100-100) (Expenses \$ 4,225,427. including grants of \$ _____) (Revenue \$ _____)**

MAIN STAGE PERFORMANCES

- 4b (Code 13210101) (Expenses \$ 54,196. including grants of \$) (Revenue \$)
COSTUME & SETS RENTALS:

AMT RENTS COSTUMES AND SET TO LOCAL AND NON-LOCAL THEATERS THROUGHOUT THE UNITED STATES, INCLUDING UNIVERSITIES, HIGH SCHOOLS, NON-PROFIT ORGANIZATIONS, AND INDIVIDUALS IN ORDER TO ALLOW THOSE GROUPS TO PRESENT PERFORMANCES AT A REASONABLE COST AND EXPAND THE AUDIENCES, AND THUS THE APPRECIATION FOR THE THEATRICAL ARTS.

- 4c (Code: ~~100000~~) (Expenses \$ 23,983. including grants of \$) (Revenue \$)

SEE SCHEDULE Q

- 4d Other program services. (Describe in Schedule O)**

) (Revenue \$

- 4e Total program service expenses** ► \$ 4,303,606. (Must equal Part IX, Line 25, column (B))

Part IV Checklist of Required Schedules

- 1 Is the organization described in section 501(c)(3) or 4947(a)(1) (other than a private foundation)? If 'Yes,' complete Schedule A
- 2 Is the organization required to complete Schedule B, Schedule of Contributors?
- 3 Did the organization engage in direct or indirect political campaign activities on behalf of or in opposition to candidates for public office? If 'Yes,' complete Schedule C, Part I
- 4 Section 501(c)(3) organizations Did the organization engage in lobbying activities? If 'Yes,' complete Schedule C, Part II
- 5 Section 501(c)(4), 501(c)(5), and 501(c)(6) organizations. Is the organization subject to the section 6033(e) notice and reporting requirement and proxy tax? If 'Yes,' complete Schedule C, Part III
- 6 Did the organization maintain any donor advised funds or any accounts where donors have the right to provide advice on the distribution or investment of amounts in such funds or accounts? If 'Yes,' complete Schedule D, Part I
- 7 Did the organization receive or hold a conservation easement, including easements to preserve open space, the environment, historic land areas or historic structures? If 'Yes,' complete Schedule D, Part II
- 8 Did the organization maintain collections of works of art, historical treasures, or other similar assets? If 'Yes,' complete Schedule D, Part III
- 9 Did the organization report an amount in Part X, line 21, serve as a custodian for amounts not listed in Part X; or provide credit counseling, debt management, credit repair, or debt negotiation services? If 'Yes,' complete Schedule D, Part IV
- 10 Did the organization hold assets in term, permanent, or quasi-endowments? If 'Yes,' complete Schedule D, Part V
- 11 Did the organization report an amount in Part X, lines 10, 12, 13, 15, or 25? If 'Yes,' complete Schedule D, Parts VI, VII, VIII, IX, or X as applicable
- 12 Did the organization receive an audited financial statement for the year for which it is completing this return that was prepared in accordance with GAAP? If 'Yes,' complete Schedule D, Parts XI, XII, and XIII
- 13 Is the organization a school described in section 170(b)(1)(A)(ii)? If 'Yes,' complete Schedule E
- 14a Did the organization maintain an office, employees, or agents outside of the U.S.?
 - b Did the organization have aggregate revenues or expenses of more than \$10,000 from grantmaking, fundraising, business, and program service activities outside the U.S.? If 'Yes,' complete Schedule F, Part I
- 15 Did the organization report on Part IX, column (A), line 3, more than \$5,000 of grants or assistance to any organization or entity located outside the United States? If 'Yes,' complete Schedule F, Part II
- 16 Did the organization report on Part IX, column (A), line 3, more than \$5,000 of aggregate grants or assistance to individuals located outside the United States? If 'Yes,' complete Schedule F, Part III
- 17 Did the organization report more than \$15,000 on Part IX, column (A), line 11e? If 'Yes,' complete Schedule G, Part I
- 18 Did the organization report more than \$15,000 total on Part VIII, lines 1c and 8a? If 'Yes,' complete Schedule G, Part II
- 19 Did the organization report more than \$15,000 on Part VIII, line 9a? If 'Yes,' complete Schedule G, Part III
- 20 Did the organization operate one or more hospitals? If 'Yes,' complete Schedule H
- 21 Did the organization report more than \$5,000 on Part IX, column (A), line 1? If 'Yes,' complete Schedule I, Parts I and II
- 22 Did the organization report more than \$5,000 on Part IX, column (A), line 2? If 'Yes,' complete Schedule I, Parts I and III
- 23 Did the organization answer 'Yes' to Part VII, Section A, questions 3, 4, or 5? If 'Yes,' complete Schedule J
- 24a Did the organization have a tax-exempt bond issue with an outstanding principal amount of more than \$100,000 as of the last day of the year, and that was issued after December 31, 2002? If 'Yes,' answer questions 24b-24d and complete Schedule K. If 'No,' go to question 25
 - b Did the organization invest any proceeds of tax-exempt bonds beyond a temporary period exception?
 - c Did the organization maintain an escrow account other than a refunding escrow at any time during the year to defease any tax-exempt bonds?
 - d Did the organization act as an 'on behalf of' issuer for bonds outstanding at any time during the year?
- 25a Section 501(c)(3) and 501(c)(4) organizations. Did the organization engage in an excess benefit transaction with a disqualified person during the year? If 'Yes,' complete Schedule L, Part I
 - b Did the organization become aware that it had engaged in an excess benefit transaction with a disqualified person from a prior year? If 'Yes,' complete Schedule L, Part I
- 26 Was a loan to or by a current or former officer, director, trustee, key employee, highly compensated employee, or disqualified person outstanding as of the end of the organization's tax year? If 'Yes,' complete Schedule L, Part II
- 27 Did the organization provide a grant or other assistance to an officer, director, trustee, key employee, or substantial contributor, or to a person related to such an individual? If 'Yes,' complete Schedule L, Part III.

	Yes	No
1	X	
2	X	
3		X
4	X	
5		
6	X	
7	X	
8	X	
9	X	
10	X	
11	X	
12	X	
13	X	
14a	X	
14b	X	
15	X	
16	X	
17	X	
18	X	
19	X	
20	X	
21	X	
22	X	
23	X	
24a	X	
24b		
24c		
24d		
25a	X	
25b	X	
26	X	
27	X	

Part IV Checklist of Required Schedules (continued)

	Yes	No
28 During the tax year, did any person who is a current or former officer, director, trustee, or key employee:		
a Have a direct business relationship with the organization (other than as an officer, director, trustee, or employee), or an indirect business relationship through ownership of more than 35% in another entity (individually or collectively with other person(s) listed in Part VII, Section A)? If 'Yes,' complete Schedule L, Part IV	28a	X
b Have a family member who had a direct or indirect business relationship with the organization? If 'Yes,' complete Schedule L, Part IV	28b	X
c Serve as an officer, director, trustee, key employee, partner, or member of an entity (or a shareholder of a professional corporation) doing business with the organization? If 'Yes,' complete Schedule L, Part IV	28c	X
29 Did the organization receive more than \$25,000 in non-cash contributions? If 'Yes,' complete Schedule M	29	X
30 Did the organization receive contributions of art, historical treasures, or other similar assets, or qualified conservation contributions? If 'Yes,' complete Schedule M	30	X
31 Did the organization liquidate, terminate, or dissolve and cease operations? If 'Yes,' complete Schedule N, Part I	31	X
32 Did the organization sell, exchange, dispose of, or transfer more than 25% of its net assets? If 'Yes,' complete Schedule N, Part II	32	X
33 Did the organization own 100% of an entity disregarded as separate from the organization under Regulations sections 301.7701-2 and 301.7701-3? If 'Yes,' complete Schedule R, Part I	33	X
34 Was the organization related to any tax-exempt or taxable entity? If 'Yes,' complete Schedule R, Parts II, III, IV, and V, line 1	34	X
35 Is any related organization a controlled entity within the meaning of section 512(b)(13)? If 'Yes,' complete Schedule R, Part V, line 2	35	X
36 Section 501(c)(3) organizations. Did the organization make any transfers to an exempt non-charitable related organization? If 'Yes,' complete Schedule R, Part V, line 2	36	X
37 Did the organization conduct more than 5% of its activities through an entity that is not a related organization and that is treated as a partnership for federal income tax purposes? If 'Yes,' complete Schedule R, Part VI	37	X

BAA

Form 990 (2008)

Part.V Statements Regarding Other IRS Filings and Tax Compliance

		Yes	No
1a Enter the number reported in Box 3 of form 1096, Annual Summary and Transmittal of U S Information Returns Enter -0- if not applicable	1a	0	
b Enter the number of Forms W-2G included in line 1a Enter -0- if not applicable	1b	0	
c Did the organization comply with backup withholding rules for reportable payments to vendors and reportable gaming (gambling) winnings to prize winners?	1c		
2a Enter the number of employees reported on Form W-3, Transmittal of Wage and Tax Statements, filed for the calendar year ending with or within the year covered by this return	2a	0	
2b If at least one is reported on line 2a, did the organization file all required federal employment tax returns? <i>Note.</i> If the sum of lines 1a and 2a is greater than 250, you may be required to e-file this return (see instructions)			
3a Did the organization have unrelated business gross income of \$1,000 or more during the year covered by this return?	3a	X	
b If 'Yes' has it filed a Form 990-T for this year? If 'No,' provide an explanation in Schedule O			
4a At any time during the calendar year, did the organization have an interest in, or a signature or other authority over, a financial account in a foreign country (such as a bank account, securities account, or other financial account)?	4a	X	
b If 'Yes,' enter the name of the foreign country. ► See the instructions for exceptions and filing requirements for Form TD F 90-22.1 , Report of Foreign Bank and Financial Accounts			
5a Was the organization a party to a prohibited tax shelter transaction at any time during the tax year?	5a	X	
b Did any taxable party notify the organization that it was or is a party to a prohibited tax shelter transaction?	5b	X	
c If 'Yes,' to question 5a or 5b, did the organization file Form 8886-T, Disclosure by Tax-Exempt Entity Regarding Prohibited Tax Shelter Transaction?	5c		
6a Did the organization solicit any contributions that were not tax deductible?	6a	X	
b If 'Yes,' did the organization include with every solicitation an express statement that such contributions or gifts were not deductible?	6b		
7 Organizations that may receive deductible contributions under section 170(c).	7d		
a Did the organization provide goods or services in exchange for any quid pro quo contribution of more than \$75?	7a	X	
b If 'Yes,' did the organization notify the donor of the value of the goods or services provided?	7b		
c Did the organization sell, exchange, or otherwise dispose of tangible personal property for which it was required to file Form 8282?	7c	X	
d If 'Yes,' indicate the number of Forms 8282 filed during the year			
e Did the organization, during the year, receive any funds, directly or indirectly, to pay premiums on a personal benefit contract?	7e	X	
f Did the organization, during the year, pay premiums, directly or indirectly, on a personal benefit contract?	7f	X	
g For all contributions of qualified intellectual property, did the organization file Form 8899 as required?	7g	X	
h For all contributions of cars, boats, airplanes, and other vehicles, did the organization file a Form 1098-C as required?	7h	X	
8 Section 501(c)(3) and other sponsoring organizations maintaining donor advised funds and section 509(a)(3) supporting organizations. Did the supporting organization, or a fund maintained by a sponsoring organization, have excess business holdings at any time during the year?	8	X	
9 Section 501(c)(3) and other sponsoring organizations maintaining donor advised funds.	9a	X	
a Did the organization make any taxable distributions under section 4966?	9b	X	
b Did the organization make any distribution to a donor, donor advisor, or related person?			
10 Section 501(c)(7) organizations. Enter	10a		
a Initiation fees and capital contributions included on Part VIII, line 12	10b		
b Gross Receipts, included on Form 990, Part VIII, line 12, for public use of club facilities			
11 Section 501(c)(12) organizations. Enter	11a		
a Gross income from other members or shareholders	11b		
b Gross income from other sources (Do not net amounts due or paid to other sources against amounts due or received from them)			
12a Section 4947(a)(1) non-exempt charitable trusts. Is the organization filing Form 990 in lieu of Form 1041?	12a		
b If 'Yes,' enter the amount of tax-exempt interest received or accrued during the year	12b		

BAA

Form 990 (2008)

Part.VI Governance, Management and Disclosure (Sections A, B, and C request information about policies not required by the Internal Revenue Code.)

Section A. Governing Body and Management

For each 'Yes' response to lines 2-7b below, and for a 'No' response to lines 8 or 9b below, describe the circumstances, processes, or changes in Schedule O See instructions

- | | Yes | No |
|--|-----|----|
| 1a Enter the number of voting members of the governing body | 1 a | 45 |
| b Enter the number of voting members that are independent | 1 b | |
| 2 Did any officer, director, trustee, or key employee have a family relationship or a business relationship with any other officer, director, trustee or key employee? | 2 | X |
| 3 Did the organization delegate control over management duties customarily performed by or under the direct supervision of officers, directors or trustees, or key employees to a management company or other person? | 3 | X |
| 4 Did the organization make any significant changes to its organizational documents since the prior Form 990 was filed? | 4 | X |
| 5 Did the organization become aware during the year of a material diversion of the organization's assets? SEE SCH O | 5 | X |
| 6 Does the organization have members or stockholders? | 6 | X |
| 7a Does the organization have members, stockholders, or other persons who may elect one or more members of the governing body? | 7a | X |
| b Are any decisions of the governing body subject to approval by members, stockholders, or other persons? | 7b | X |
| 8 Did the organization contemporaneously document the meetings held or written actions undertaken during the year by the following | 8a | X |
| a The governing body? | 8b | X |
| b Each committee with authority to act on behalf of the governing body? | 9a | X |
| 9a Does the organization have local chapters, branches, or affiliates? | 9b | |
| b If 'Yes,' does the organization have written policies and procedures governing the activities of such chapters, affiliates, and branches to ensure their operations are consistent with those of the organization? | 10 | X |
| 10 Was a copy of the Form 990 provided to the organization's governing body before it was filed? All organizations must describe in Schedule O the process, if any, the organization uses to review the Form 990 SEE SCHEDULE O | 11 | X |
| 11 Is there any officer, director or trustee, or key employee listed in Part VII, Section A, who cannot be reached at the organization's mailing address? If 'Yes,' provide the names and addresses in Schedule O SEE SCHEDULE O | | |

Section B. Policies

- | | Yes | No |
|--|-----|----|
| 12a Does the organization have a written conflict of interest policy? If 'No,' go to line 13 | 12a | X |
| b Are officers, directors or trustees, and key employees required to disclose annually interests that could give rise to conflicts? | 12b | X |
| c Does the organization regularly and consistently monitor and enforce compliance with the policy? If 'Yes,' describe in Schedule O how this is done | 12c | X |
| 13 Does the organization have a written whistleblower policy? | 13 | X |
| 14 Does the organization have a written document retention and destruction policy? | 14 | X |
| 15 Did the process for determining compensation of the following persons include a review and approval by independent persons, comparability data, and contemporaneous substantiation of the deliberation and decision: | 15a | X |
| a The organization's CEO, Executive Director, or top management official? | 15b | X |
| b Other officers of key employees of the organization? SEE SCHEDULE O | | |
| Describe the process in Schedule O. (see instructions) | | |
| 16a Did the organization invest in, contribute assets to, or participate in a joint venture or similar arrangement with a taxable entity during the year? | 16a | X |
| b If 'Yes,' has the organization adopted a written policy or procedure requiring the organization to evaluate its participation in joint venture arrangements under applicable federal tax law, and taken steps to safeguard the organization's exempt status with respect to such arrangements? | 16b | |

Section C. Disclosures

- 17 List the states with which a copy of this Form 990 is required to be filed ► CA
- 18 Section 6104 requires an organization to make its Forms 1023 (or 1024 if applicable), 990, and 990-T (501(c)(3)s only) available for public inspection. Indicate how you make these available. Check all that apply

<input type="checkbox"/> Own website	<input type="checkbox"/> Another's website	<input checked="" type="checkbox"/> Upon request
--------------------------------------	--	--
- 19 Describe in Schedule O whether (and if so, how) the organization makes its governing documents, conflict of interest policy, and financial statements available to the public
- 20 State the name, physical address, and telephone number of the person who possesses the books and records of the organization:
► KPMG LLP 351 CALIFORNIA STREET, SUITE 300 SAN FRANCISCO CA 94104 415-981-4224

Part.VII Compensation of Officers, Directors, Trustees, Key Employees, Highest Compensated Employees, and Independent Contractors
Section A. Officers, Directors, Trustees, Key Employees, and Highest Compensated Employees

1a Complete this table for all persons required to be listed Use Schedule J-2 if additional space is needed.

- List all of the organization's **current** officers, directors, trustees (whether individuals or organizations), regardless of amount of compensation, and **current** key employees Enter -0- in columns (D), (E), and (F) if no compensation was paid

- List the organization's five **current** highest compensated employees (other than an officer, director, trustee, or key employee) who received reportable compensation (Box 5 of Form W-2 and/or Box 7 of Form 1099-MISC) or more than \$100,000 from the organization and any related organizations

- List all of the organization's **former** officers, key employees, and highest compensated employees who received more than \$100,000 of reportable compensation from the organization and any related organizations

- List all of the organization's **former directors or trustees** that received, in the capacity as a former director or trustee of the organization, more than \$10,000 of reportable compensation from the organization and any related organizations

List persons in the following order: individual trustees or directors, institutional trustees, officers; key employees; highest compensated employees, and former such persons

Check this box if the organization did not compensate any officer, director, trustee, or key employee.

(A) Name and Title	(B) Average hours per week	(c) Position (check all that apply)					(D) Reportable compensation from the organization (W-2/1099-MISC)	(E) Reportable compensation from related organizations (W-2/1099-MISC)	(F) Estimated amount of other compensation from the organization and related organizations
		Individual trustee or director	Institutional trustee	Officer	Key employee	Highest compensated			
GARY PRICE CHAIRMAN	2	X		X			0.	0.	0.
JAMES A. NICHOLS VICE CHAIRMAN	2	X		X			0.	0.	0.
JOM LOSCH SECRETARY	2	X		X			0.	0.	0.
BARBARA AVERY GOVERNOR	2	X					0.	0.	0.
HAROLD BAIN GOVERNOR	2	X					0.	0.	0.
TOM CAIN GOVERNOR	2	X					0.	0.	0.
FRED BJORNSTAD GOVERNOR	2	X					0.	0.	0.
PATRICK D'ANGELO GOVERNOR	2	X					0.	0.	0.
FRANK S. GREENE GOVERNOR	2	X					0.	0.	0.
NINA BOYD GOVERNOR	2	X					0.	0.	0.
ROBERT CHRISTOPHER GOVERNOR	2	X					0.	0.	0.
CHRIS CITTI GOVERNOR	2	X					0.	0.	0.
R.C. STAAB GOVERNOR	2	X					0.	0.	0.
JOHN TRAUB GOVERNOR	2	X					0.	0.	0.
RASHA HASANEEN GOVERNOR	2	X					0.	0.	0.
LOU RAE KAGEL GOVERNOR	2	X					0.	0.	0.
MAARTEN KOORNWINDER GOVERNOR	2	X					0.	0.	0.

Part VII Section A. Officers, Directors, Trustees, Key Employees, and Highest Compensated Employees (cont.)

(A) Name and Title	(B) Average hours per week	(c) Position (check all that apply)			(D) Reportable compensation from the organization (W-2/1099-MISC)	(E) Reportable compensation from related organizations (W-2/1099-MISC)	(F) Estimated amount of other compensation from the organization and related organizations
		Former director	Highest compensated employee	Key employee	Officer	Institutional trustee	Individual trustee
JANE GUERRA GOVERNOR	2	X				0.	0.
PAUL LUKAS GOVERNOR	2	X				0.	0.
MICHAEL MASTROCOLA GOVERNOR	2	X				0.	0.
EDDIE OWEN GOVERNOR	2	X				0.	0.
MIKE PEREIRA GOVERNOR	2	X				0.	0.
JIM POJDA GOVERNOR	2	X				0.	0.
CAROLYN SILBERMAN GOVERNOR	2	X				0.	0.
MICHAEL HACK GOVERNOR	2	X				0.	0.
JAY KILBY GOVERNOR	2	X				0.	0.
LAVENT ARABACI GOVERNOR	2	X				0.	0.
STEWART FAHMY GOVERNOR	2	X				0.	0.
MICHAEL KOGELIS GOVERNOR	2	X				0.	0.
GREY PROW GOVERNOR	2	X				0.	0.
1 b Total					►	308,294.	0.

2 Total number of individuals (including those in 1a) who received more than \$100,000 in reportable compensation from the organization ► 0

	Yes	No
3 Did the organization list any former officer, director or trustee, key employee, or highest compensated employee on line 1a? If 'Yes,' complete Schedule J for such individual	3	X
4 For any individual listed on line 1a, is the sum of reportable compensation and other compensation from the organization and related organizations greater than \$150,000? If 'Yes' complete Schedule J for such individual	4	X
5 Did any person listed on line 1a receive or accrue compensation from any unrelated organization for services rendered to the organization? If 'Yes,' complete Schedule J for such person	5	X

Section B. Independent Contractors

1 Complete this table for your five highest compensated independent contractors that received more than \$100,000 of compensation from the organization

(A) Name and business address	(B) Description of Services	(C) Compensation

2 Total number of independent contractors (including those in 1) who received more than \$100,000 in compensation from the organization ► 0

Part VIII Statement of Revenue

		(A) Total revenue	(B) Related or exempt function revenue	(C) Unrelated business revenue	(D) Revenue excluded from tax under sections 512, 513, or 514	
CONTRIBUTIONS, GIFTS, GRANTS AND OTHER SIMILAR AMOUNTS	1a Federated campaigns	1a				
	b Membership dues	1b				
	c Fundraising events	1c				
	d Related organizations	1d				
	e Government grants (contributions)	1e	186,293.			
	f All other contributions, gifts, grants, and similar amounts not included above	1f	190,435.			
	g Noncash contribns included in lns 1a-1f.		\$			
	h Total. Add lines 1a-1f			376,728.		
PROGRAM SERVICE REVENUE		Business Code				
	2a ADMISSIONS		2,099,230.	2,099,230.		
	b SPECIAL PROJ & OTHER INC		15,039.	15,039.		
	c COSTUME AND SET RENTALS		28,464.	28,464.		
	d LOBBY SALES		3,521.	3,521.		
	e OTHER INCOME - ROYALTIES		1,500.	1,500.		
	f All other program service revenue		2,332,670.	2,332,670.		
	g Total. Add lines 2a-2f			4,480,424.		
OTHER REVENUE	3 Investment income (including dividends, interest and other similar amounts)		-76,376.		-76,376.	
	4 Income from investment of tax-exempt bond proceeds					
	5 Royalties					
	6a Gross Rents	(i) Real	(ii) Personal			
	b Less. rental expenses					
	c Rental income or (loss)					
	d Net rental income or (loss)					
	7a Gross amount from sales of assets other than inventory	(i) Securities	(ii) Other			
b Less cost or other basis and sales expenses		359,717.				
c Gain or (loss)		219,699.				
d Net gain or (loss)		140,018.			140,018.	
8a Gross income from fundraising events (not including \$ _____ of contributions reported on line 1c). See Part IV, line 18	a					
b Less direct expenses	b					
c Net income or (loss) from fundraising events						
9a Gross income from gaming activities See Part IV, line 19	a					
b Less direct expenses	b					
c Net income or (loss) from gaming activities						
10a Gross sales of inventory, less returns and allowances	a					
b Less cost of goods sold	b					
c Net income or (loss) from sales of inventory						
Miscellaneous Revenue	Business Code					
11a REFUND - RENT		1,183.			1,183.	
b REFUND - MEDICAL INS		3,185.			3,185.	
c STORAGE INCOME		3,000.			3,000.	
d All other revenue		225,000.			225,000.	
e Total. Add lines 11a-11d		232,368.				
12 Total Revenue. Add lines 1h, 2g, 3, 4, 5, 6d, 7d, 8c, 9c, 10c, and 11e		5,153,162.	4,480,424.	0.	296,010.	

Part IX Statement of Functional Expenses

Section 501(c)(3) and 501(c)(4) organizations must complete all columns.

All other organizations must complete column (A) but are not required to complete columns (B), (C), and (D).

<i>Do not include amounts reported on lines 6b, 7b, 8b, 9b, and 10b of Part VIII.</i>	(A) Total expenses	(B) Program service expenses	(C) Management and general expenses	(D) Fundraising expenses
1 Grants and other assistance to governments and organizations in the U.S. See Part IV, line 21				
2 Grants and other assistance to individuals in the U.S. See Part IV, line 22				
3 Grants and other assistance to governments, organizations, and individuals outside the U.S. See Part IV, lines 15 and 16				
4 Benefits paid to or for members				
5 Compensation of current officers, directors, trustees, and key employees	125,849.	28,442.	71,860.	25,547.
6 Compensation not included above, to disqualified persons (as defined under section 4958(f)(1)) and persons described in section 4958(c)(3)(B)	0.	0.	0.	0.
7 Other salaries and wages	1,438,520.	1,265,367.	126,071.	47,082.
8 Pension plan contributions (include section 401(k) and section 403(b) employer contributions)				
9 Other employee benefits				
10 Payroll taxes	101,111.	88,256.	7,715.	5,140.
11 Fees for services (non-employees)				
a Management				
b Legal	34,822.		34,822.	
c Accounting	29,000.		29,000.	
d Lobbying				
e Prof fundraising svcs See Part IV, ln 17				
f Investment management fees				
g Other				
12 Advertising and promotion	223,288.	223,288.		
13 Office expenses	2,956.	446.	2,453.	57.
14 Information technology	71,452.	71,452.		
15 Royalties	129,116.	129,116.		
16 Occupancy	190,608.	115,233.	62,572.	12,803.
17 Travel	110,840.	102,842.	4,979.	3,019.
18 Payments of travel or entertainment expenses for any federal, state, or local public officials				
19 Conferences, conventions, and meetings				
20 Interest	27,511.		27,511.	
21 Payments to affiliates				
22 Depreciation, depletion, and amortization				
23 Insurance	304,297.	258,857.	37,791.	7,649.
24 Other expenses Itemize expenses not covered above (Expenses grouped together and labeled miscellaneous may not exceed 5% of total expenses shown on line 25 below.)				
a EXPENSED DEFERRED COSTS	1,055,038.	1,055,038.		
b PRODUCTION-RELATED EXPENSES	358,052.	357,779.		273.
c CONTRACT SERVICES	307,089.	277,105.	9,800.	20,184.
d UNRECONCILED CASH	130,095.		130,095.	
e TELEMARKETING	120,760.	120,760.		
f All other expenses	305,202.	209,625.	71,467.	24,110.
25 Total functional expenses Add lines 1 through 24f	5,065,606.	4,303,606.	616,136.	145,864.
26 Joint Costs. Check here ► <input type="checkbox"/> if following SOP 98-2 Complete this line only if the organization reported in column (B) joint costs from a combined educational campaign and fundraising solicitation				

Part X Balance Sheet

		(A) Beginning of year		(B) End of year	
ASSETS	1 Cash – non-interest-bearing	8,167.	1	211,939.	
	2 Savings and temporary cash investments	230,130.	2		
	3 Pledges and grants receivable, net	111,391.	3		
	4 Accounts receivable, net	36,228.	4		
	5 Receivables from current and former officers, directors, trustees, key employees, or other related parties Complete Part II of Schedule L	5			
	6 Receivables from other disqualified persons (as defined under section 4958(f)(1)) and persons described in section 4958(c)(3)(B) Complete Part II of Schedule L	6			
	7 Notes and loans receivable, net	7		163,185.	
	8 Inventories for sale or use	8			
	9 Prepaid expenses and deferred charges	748,243.	9		
	10a Land, buildings, and equipment cost basis	10a			
	b Less accumulated depreciation Complete Part VI of Schedule D	10b			
	11 Investments – publicly-traded securities	11			
	12 Investments – other securities See Part IV, line 11	1,027,159.	12	944,246.	
	13 Investments – program-related See Part IV, line 11	13			
	14 Intangible assets	14			
	15 Other assets See Part IV, line 11	419,874.	15	15,000.	
16 Total assets Add lines 1 through 15 (must equal line 34)	2,743,935.	16	1,334,370.		
LIABILITIES	17 Accounts payable and accrued expenses	1,010,259.	17	1,661,812.	
	18 Grants payable	18			
	19 Deferred revenue	2,933,636.	19		
	20 Tax-exempt bond liabilities	20			
	21 Escrow account liability Complete Part IV of Schedule D	21			
	22 Payables to current and former officers, directors, trustees, key employees, highest compensated employees, and disqualified persons. Complete Part II of Schedule L	22			
	23 Secured mortgages and notes payable to unrelated third parties	23		150,000.	
	24 Unsecured notes and loans payable	1,000,000.	24	1,700,000.	
	25 Other liabilities Complete Part X of Schedule D	65,038.	25		
	26 Total liabilities Add lines 17 through 25	5,008,933.	26	3,511,812.	
NET ASSETS OR FUND BALANCES	Organizations that follow SFAS 117, check here □ and complete lines 27 through 29 and lines 33 and 34.				
	27 Unrestricted net assets	-3,461,927.	27	-3,113,049.	
	28 Temporarily restricted net assets	178,929.	28		
	29 Permanently restricted net assets	1,018,000.	29	935,607.	
	Organizations that do not follow SFAS 117, check here □ and complete lines 30 through 34.				
	30 Capital stock or trust principal, or current funds	30			
	31 Paid-in or capital surplus, or land, building, and equipment fund	31			
	32 Retained earnings, endowment, accumulated income, or other funds	32			
	33 Total net assets or fund balances.	-2,264,998.	33	-2,177,442.	
	34 Total liabilities and net assets/fund balances.	2,743,935.	34	1,334,370.	

Part XI Financial Statements and Reporting

- 1 Accounting method used to prepare the Form 990: Cash Accrual Other
- 2a Were the organization's financial statements compiled or reviewed by an independent accountant?
- b Were the organization's financial statements audited by an independent accountant?
- c If 'Yes' to 2a or 2b, does the organization have a committee that assumes responsibility for oversight of the audit, review, or compilation of its financial statements and selection of an independent accountant?
- 3a As a result of a federal award, was the organization required to undergo an audit or audits as set forth in the Single Audit Act and OMB Circular A-133?
- b If 'Yes,' did the organization undergo the required audit or audits?

	Yes	No
2a		X
2b		X
2c		
3a		X
3b		

BA

Form 990 (2008)

SCHEDULE A
(Form 990 or 990-EZ)

Public Charity Status and Public Support

To be completed by all section 501(c)(3) organizations and section 4947(a)(1) nonexempt charitable trusts.

2008

Open to Public
Inspection

**Department of the Treasury
Internal Revenue Service**

Name of the organization

**AMERICAN MUSICAL THEATRE OF SAN JOSE
BANKRUPTCY ESTATE**

Employer identification number

Part I Reason for Public Charity Status (All organizations must complete this part.) (see instructions)

The organization is not a private foundation because it is (Please check only one organization)

- 1 A church, convention of churches or association of churches described in **section 170(b)(1)(A)(i)**.
2 A school described in **section 170(b)(1)(A)(ii)**. (Attach Schedule E)
3 A hospital or cooperative hospital service organization described in **section 170(b)(1)(A)(iii)**. (Attach Schedule H)
4 A medical research organization operated in conjunction with a hospital described in **section 170(b)(1)(A)(iii)** Enter the hospital's name, city, and state _____
5 An organization operated for the benefit of a college or university owned or operated by a governmental unit described in **section 170(b)(1)(A)(iv)**. (Complete Part II)
6 A federal, state, or local government or governmental unit described in **section 170(b)(1)(A)(v)**.
7 An organization that normally receives a substantial part of its support from a governmental unit or from the general public described in **section 170(b)(1)(A)(vi)**. (Complete Part II.)
8 A community trust described in **section 170(b)(1)(A)(vi)**. (Complete Part II)
9 An organization that normally receives: (1) more than 33-1/3 % of its support from contributions, membership fees, and gross receipts from activities related to its exempt functions – subject to certain exceptions, and (2) no more than 33-1/3 % of its support from gross investment income and unrelated business taxable income (less section 511 tax) from businesses acquired by the organization after June 30, 1975 See **section 509(a)(2)**. (Complete Part III)
10 An organization organized and operated exclusively to test for public safety See **section 509(a)(4)**. (see instructions)
11 An organization organized and operated exclusively for the benefit of, to perform the functions of, or carry out the purposes of one or more publicly supported organizations described in **section 509(a)(1)** or **section 509(a)(2)** See **section 509(a)(3)**. Check the box that describes the type of supporting organization and complete lines 11e through 11h.
a Type I b Type II c Type III – Functionally integrated d Type III – Other
e By checking this box, I certify that the organization is not controlled directly or indirectly by one or more disqualified persons other than foundation managers and other than one or more publicly supported organizations described in **section 509(a)(1)** or **section 509(a)(2)**
f If the organization received a written determination from the IRS that is a Type I, Type II or Type III supporting organization, check this box
g Since August 17, 2006, has the organization accepted any gift or contribution from any of the following persons?

	Yes	No
11 g (i)		
11 g (ii)		
11 g (iii)		

h Provide the following information about the organizations the organization supports.

BAA

Schedule A (Form 990 or 990-EZ) 2008

Part II Support Schedule for Organizations Described in Sections 170(b)(1)(A)(iv) and 170(b)(1)(A)(vi)

(Complete only if you checked the box on line 5, 7, or 8 of Part I.)

Section A. Public Support

Calendar year (or fiscal year beginning in) ►	(a) 2004	(b) 2005	(c) 2006	(d) 2007	(e) 2008	(f) Total
1 Gifts, grants, contributions and membership fees received (Do not include "unusual grants")						
2 Tax revenues levied for the organization's benefit and either paid to it or expended on its behalf						
3 The value of services or facilities furnished to the organization by a governmental unit without charge. Do not include the value of services or facilities generally furnished to the public without charge						
4 Total. Add lines 1-3						
5 The portion of total contributions by each person (other than a governmental unit or publicly supported organization) included on line 1 that exceeds 2% of the amount shown on line 11, column (f)						
6 Public support. Subtract line 5 from line 4						

Section B. Total Support

Calendar year (or fiscal year beginning in) ►	(a) 2004	(b) 2005	(c) 2006	(d) 2007	(e) 2008	(f) Total
7 Amounts from line 4						
8 Gross income from interest, dividends, payments received on securities loans, rents, royalties and income from similar sources						
9 Net income from unrelated business activities, whether or not the business is regularly carried on						
10 Other income. Do not include gain or loss from the sale of capital assets (Explain in Part IV)						
11 Total support. Add lines 7 through 10						
12 Gross receipts from related activities, etc (see instructions)					12	
13 First five years. If the Form 990 is for the organization's first, second, third, fourth, or fifth tax year as a section 501(c)(3) organization, check this box and stop here						<input type="checkbox"/>

Section C. Computation of Public Support Percentage

14 Public support percentage for 2008 (line 6, column (f) divided by line 11, column (f))	14	%
15 Public support percentage for 2007 Schedule A, Part IV-A, line 26f	15	%
16a 33-1/3 support test – 2008. If the organization did not check the box on line 13, and the line 14 is 33-1/3 % or more, check this box and stop here. The organization qualifies as a publicly supported organization	<input type="checkbox"/>	
b 33-1/3 support test – 2007. If the organization did not check a box on line 13, or 16a, and line 15 is 33-1/3% or more, check this box and stop here. The organization qualifies as a publicly supported organization	<input type="checkbox"/>	
17a 10%-facts-and-circumstances test – 2008. If the organization did not check a box on line 13, 16a, or 16b, and line 14 is 10% or more, and if the organization meets the 'facts-and-circumstances' test, check this box and stop here. Explain in Part IV how the organization meets the 'facts-and-circumstances' test. The organization qualifies as a publicly supported organization	<input type="checkbox"/>	
b 10%-facts-and-circumstances test – 2007. If the organization did not check a box on line 13, 16a, 16b, or 17a, and line 15 is 10% or more, and if the organization meets the 'facts-and-circumstances' test, check this box and stop here. Explain in Part IV how the organization meets the 'facts-and-circumstances' test. The organization qualifies as a publicly supported organization	<input type="checkbox"/>	
18 Private foundation. If the organization did not check a box on line 13, 16a, 16b, 17a, or 17b, check this box and see instructions	<input type="checkbox"/>	

Part III Support Schedule for Organizations Described in Section 509(a)(2)

(Complete only if you checked the box on line 9 of Part I)

Section A. Public Support

Calendar year (or fiscal yr beginning in) ►

	(a) 2004	(b) 2005	(c) 2006	(d) 2007	(e) 2008	(f) Total
1 Gifts, grants, contributions and membership fees received (Do not include 'unusual grants')	1,253,131.	1,304,605.	1,405,009.	1,624,792.	543,017.	6,130,554.
2 Gross receipts from admissions, merchandise sold or services performed, or facilities furnished in a activity that is related to the organization's tax-exempt purpose	12131237.	14242398.	7,746,245.	7,426,338.	2,138,254.	43,684,472.
3 Gross receipts from activities that are not an unrelated trade or business under section 513						0.
4 Tax revenues levied for the organization's benefit and either paid to or expended on its behalf						0.
5 The value of services or facilities furnished by a governmental unit to the organization without charge						0.
6 Total. Add lines 1-5	13384368.	15547003.	9,151,254.	9,051,130.	2,681,271.	49,815,026.
7a Amounts included on lines 1, 2, 3 received from disqualified persons	37,635.	101,377.	197,379.	0.	0.	336,391.
b Amounts included on lines 2 and 3 received from other than disqualified persons that exceed the greater of 1% of the total of lines 9, 10c, 11, and 12 for the year or \$5,000	0.	0.	0.	0.	0.	0.
c Add lines 7a and 7b	37,635.	101,377.	197,379.	0.	0.	336,391.
8 Public support (Subtract line 7c from line 6)						49,478,635.

Section B. Total Support

Calendar year (or fiscal yr beginning in) ►

	(a) 2004	(b) 2005	(c) 2006	(d) 2007	(e) 2008	(f) Total
9 Amounts from line 6	13384368.	15547003.	9,151,254.	9,051,130.	2,681,271.	49,815,026.
10a Gross income from interest, dividends, payments received on securities loans, rents, royalties and income form similar sources	152,359.	218,089.	187,253.	81,452.	110,275.	749,428.
b Unrelated business taxable income (less section 511 taxes) from businesses acquired after June 30, 1975						0.
c Add lines 10a and 10b	152,359.	218,089.	187,253.	81,452.	110,275.	749,428.
11 Net income from unrelated business activities not included in line 10b, whether or not the business is regularly carried on						0.
12 Other income. Do not include gain or loss from the sale of capital assets (Explain in Part IV.) SEE PART IV	24,183.					24,183.
13 Total support. (add lns 9, 10c, 11, and 12)						50,588,637.
14 First five years. If the Form 990 is for the organization's first, second, third, fourth, or fifth tax year as a section 501(c)(3) organization, check this box and stop here						<input type="checkbox"/>

Section C. Computation of Public Support Percentage

15 Public support percentage for 2008 (line 8, column (f) divided by line 13, column (f))	15	97.8 %
16 Public support percentage from 2007 Schedule A, Part IV-A, line 27g	16	0.0 %

Section D. Computation of Investment Income Percentage

17 Investment income percentage for 2008 (line 10c, column (f) divided by line 13, column (f))	17	1.5 %
18 Investment income percentage from 2007 Schedule A, Part IV-A, line 27h	18	0.0 %
19a 33-1/3 support tests - 2008. If the organization did not check the box on line 14, and line 15 is more than 33-1/3%, and line 17 is not more than 33-1/3%, check this box and stop here. The organization qualifies as a publicly supported organization		<input checked="" type="checkbox"/>
b 33-1/3 support tests - 2007. If the organization did not check a box on line 14 or 19a, and line 16 is more than 33-1/3%, and line 18 is not more than 33-1/3%, check this box and stop here. The organization qualifies as a publicly supported organization		<input type="checkbox"/>
20 Private foundation. If the organization did not check a box on line 14, 19a, or 19b, check this box and see instructions		<input type="checkbox"/>

Part-IV

Supplemental Information. Complete this part to provide the explanation required by Part II, line 10; Part II, line 17a or 17b; or Part III, line 12. Provide any other additional information. (see instructions)

SCHEDULE D
(Form 990)Department of the Treasury
Internal Revenue Service**Supplemental Financial Statements**

OMB No 1545-0047

2008**Open to Public
Inspection**

Name of the organization

AMERICAN MUSICAL THEATRE OF SAN JOSE

Employer identification number
94-6088366Attach to Form 990. To be completed by organizations that
answered 'Yes,' to Form 990, Part IV, lines 6, 7, 8, 9, 10, 11, or 12.**Part I Organizations Maintaining Donor Advised Funds or Other Similar Funds or Accounts** Complete if
the organization answered 'Yes' to Form 990, Part IV, line 6.

	(a) Donor advised funds	(b) Funds and other accounts
1 Total number at end of year		
2 Aggregate contributions to (during year)		
3 Aggregate grants from (during year)		
4 Aggregate value at end of year		

- 5 Did the organization inform all donors and donor advisors in writing that the assets held in donor advised funds are the organization's property, subject to the organization's exclusive legal control? Yes No
- 6 Did the organization inform all grantees, donors, and donor advisors in writing that grant funds may be used only for charitable purposes and not for the benefit of the donor or donor advisor or other impermissible private benefit? Yes No

Part II Conservation Easements Complete if the organization answered 'Yes' to Form 990, Part IV, line 7.

- 1 Purpose(s) of conservation easements held by the organization (check all that apply)
- | | |
|---|--|
| <input type="checkbox"/> Preservation of land for public use (e.g., recreation or pleasure) | <input type="checkbox"/> Preservation of an historically important land area |
| <input type="checkbox"/> Protection of natural habitat | <input type="checkbox"/> Preservation of certified historic structure |
| <input type="checkbox"/> Preservation of open space | |
- 2 Complete lines 2a-2d if the organization held a qualified conservation contribution in the form of a conservation easement on the last day of the tax year

	Held at the End of the Year
a Total number of conservation easements	2a
b Total acreage restricted by conservation easements	2b
c Number of conservation easements on a certified historic structure included in (a)	2c
d Number of conservation easements included in (c) acquired after 8/17/06	2d

- 3 Number of conservation easements modified, transferred, released, extinguished, or terminated by the organization during the taxable year ► _____
- 4 Number of states where property subject to conservation easement is located ► _____
- 5 Does the organization have a written policy regarding the periodic monitoring, inspection, violations, and enforcement of the conservation easement it holds? Yes No
- 6 Staff or volunteer hours devoted to monitoring, inspecting, and enforcing easements during the year ► _____
- 7 Amount of expenses incurred in monitoring, inspecting, and enforcing easements during the year ► \$ _____
- 8 Does each conservation easement reported on line 2(d) above satisfy the requirements of section 170(h)(4)(B)(i) and 170(h)(4)(B)(ii)? Yes No
- 9 In Part XIV, describe how the organization reports conservation easements in its revenue and expense statement, and balance sheet, and include, if applicable, the text of the footnote to the organization's financial statements that describes the organization's accounting for conservation easements

Part III Organizations Maintaining Collections of Art, Historical Treasures, or Other Similar Assets
Complete if the organization answered 'Yes' to Form 990, Part IV, line 8.

- 1a If the organization elected, as permitted under SFAS 116, not to report in its revenue statement and balance sheet works of art, historical treasures, or other similar assets held for public exhibition, education, or research in furtherance of public service, provide, in Part XIV, the text of the footnote to its financial statements that describes these items
- b If the organization elected, as permitted under SFAS 116, not to report in its revenue statement and balance sheet works of art, historical treasures, or other similar assets held for public exhibition, education, or research in furtherance of public service, provide the following amounts relating to these items
- (i) Revenues included in Form 990, Part VIII, line 1 ► \$ _____
 - (ii) Assets included in Form 990, Part X ► \$ _____
- 2 If the organization received or held works of art, historical treasures, or other similar assets for financial gain, provide the following amounts required to be reported under SFAS 116 relating to these items:
- a Revenues included in Form 990, Part VIII, line 1 ► \$ _____
 - b Assets included in Form 990, Part X ► \$ _____

Part III Organizations Maintaining Collections of Art, Historical Treasures, or Other Similar Assets (continued)

- 3 Using the organization's accession and other records, check any of the following that are a significant use of its collection items (check all that apply)
- | | |
|--|--|
| a <input type="checkbox"/> Public exhibition | d <input type="checkbox"/> Loan or exchange programs |
| b <input type="checkbox"/> Scholarly research | e <input type="checkbox"/> Other _____ |
| c <input type="checkbox"/> Preservation for future generations | |
- 4 Provide a description of the organization's collections and explain how they further the organization's exempt purpose in Part XIV
- 5 During the year, did the organization solicit or receive donations of art, historical treasures, or other similar assets to be sold to raise funds rather than to be maintained as part of the organization's collection? Yes No

Part IV Trust, Escrow and Custodial Arrangements Complete if organization answered 'Yes' to Form 990, Part IV, line 9, or reported an amount on Form 990, Part X, line 21.

1a Is the organization an agent, trustee, custodian, or other intermediary for contributions or other assets not included on Form 990, Part X? Yes No

b If 'Yes,' explain the arrangement in Part XIV and complete the following table

	Amount
1c	
1d	
1e	
1f	

2a Did the organization include an amount on Form 990, Part X, line 21? Yes No

b If 'Yes,' explain the arrangement in Part XIV

Part V Endowment Funds Complete if organization answered 'Yes' to Form 990, Part IV, line 10.

	(a) Current year	(b) Prior year	(c) Two years back	(d) Three years back	(e) Four years back
1a Beginning of year balance					
b Contributions					
c Investment earnings or losses					
d Grants or scholarships					
e Other expenditures for facilities and programs					
f Administrative expenses					
g End of year balance					

2 Provide the estimated percentage of the year end balance held as:

a Board designated or quasi-endowment ► _____ %

b Permanent endowment ► _____ %

c Term endowment ► _____ %

3a Are there endowment funds not in the possession of the organization that are held and administered for the organization by

- (i) unrelated organizations
- (ii) related organizations

b If 'Yes' to 3a(ii), are the related organizations listed as required on Schedule R?

4 Describe in Part XIV the intended uses of the organization's endowment funds.

Yes	No
3a(i)	
3a(ii)	
3b	

Part VI Investments—Land, Buildings, and Equipment. See Form 990, Part X, line 10.

Description of investment	(a) Cost or other basis (investment)	(b) Cost or other basis (other)	(c) Depreciation	(d) Book Value
1a Land				
b Buildings				
c Leasehold improvements				
d Equipment				
e Other				

Total. Add lines 1a-1e (Column (d) should equal Form 990, Part X, column (B), line 10(c).) ► 0.

BAA

Schedule D (Form 990) 2008

Part VII Investments–Other Securities See Form 990, Part X, line 12.

(a) Description of security or category (including name of security)	(b) Book value	(c) Method of valuation Cost or end-of-year market value
Financial derivatives and other financial products		
Closely-held equity interests		
Other <u>COMMUNITY FOUNDATION FUNDS</u>	944,246.	END OF YEAR MARKET VALUE
<hr/>		

Part VIII Investments—Program Related (See Form 990, Part X, line 13) N/A

Total Column (b) (should equal Form 990, Part X, Col (B) line 13)

Part IX Other Assets (See Form 990, Part X, line 15) N/A

Total. Column (b) Total (should equal Form 990, Part X, col (B), line 15)

Part X Other Liabilities (See Form 990, Part X, line 25)

Total Column (b) Total (should equal Form 990 Part X col. (B) line 25)

In Part XIV, provide the text of the footnote to the organization's financial statements that reports the organization's liability for uncertain tax positions under FIN 48.

Part XI Reconciliation of Change in Net Assets from Form 990 to Financial Statements

N/A

- 1** Total revenue (Form 990, Part VIII, column (A), line 12)
 - 2** Total expenses (Form 990, Part IX, column (A), line 25)
 - 3** Excess or (deficit) for the year Subtract line 2 from line 1
 - 4** Net unrealized gains (losses) on investments
 - 5** Donated services and use of facilities
 - 6** Investment expenses
 - 7** Prior period adjustments
 - 8** Other (Describe in Part XIV)
 - 9** Total adjustments (net) Add lines 4-8
 - 10** Excess or (deficit) for the year per financial statements Combine lines 3 and 9

Part XII Reconciliation of Revenue per Audited Financial Statements With Revenue per Return N/A

1 Total revenue, gains, and other support per audited financial statements

		1	
2a			
2b			
2c			
2d			
		2e	
		3	
4a			
4b			
		4c	
		5	

Part XIII Reconciliation of Expenses per Audited Financial Statements With Expenses per Return N/A

1 Total expenses and losses per audited financial statements

2 Amounts included on line 1 but not on Form 990, Part IX, line 25

- a** Donated services and use of facilities
 - b** Prior year adjustments
 - c** Losses reported on Form 990, Part IX, line 25
 - d** Other (Describe in Part XIV)

e Add lines 2a through 2d

3 Subtract line 2e from line 1

- 4** Amounts included on Form
a Investments expenses not i
b Other (Describe in Part XIV)
c Add lines 4a and 4b

5 Total expenses Add lines 3

	1
2a	
2b	
2c	
2d	
	2e
	3
4a	
4b	
	4c
	5

Part XIV **Supplemental Information**

Complete this part to provide the descriptions required for Part II, lines 3, 5, and 9; Part III, lines 1a and 4; Part IV, lines 1b and 2b; Part V, line 4; Part X, Part XI, line 8; Part XII, lines 2d and 4b; and Part XIII, lines 2d and 4b.

Part XIV Supplemental Information (continued)

SCHEDULE J-2
(Form 990)

Continuation Sheet for Form 990

OMB No 1545-0047

2008

Open to Public
Inspection:

Department of the Treasury
Internal Revenue Service

Attach to Form 990 to list additional information for Form 990, Part VII, Section A, line 1a.

Name of the Organization

AMERICAN MUSICAL THEATRE OF SAN JOSE

Employer identification number

94-6088366

Part I Continuation: Officers, Directors, Trustees, Key Employees, and Highest Compensated Employees

(A) Name and Title	(B) Average hours per week	(C) Position (check all that apply)				(D) Reportable compensation from the organization (W-2/1099-MISC)	(E) Reportable compensation from related organizations (W-2/1099-MISC)	(F) Estimated amount of other compensation from the organization and related organizations
		or director	Individual trustee	Institutional trustee	Officer	Key employee	Highest compensated employee	
JOHN DENNIS TRUSTEE	2	X					0.	0.
DON BRISSENDEN TRUSTEE	2	X					0.	0.
KATHRYN SCHLEPPHORST TRUSTEE	2	X					0.	0.
KAREN SCHNEIDER TRUSTEE	2	X					0.	0.
STEVEN GUERRERO TRUSTEE	2	X					0.	0.
MARILYN TAKETA TRUSTEE	2	X					0.	0.
KATHI GWYNN TRUSTEE	2	X					0.	0.
KEITH KOBATA TRUSTEE	2	X					0.	0.
SCOTT MENARD TRUSTEE	2	X					0.	0.
ERNESTO MORENO TRUSTEE	2	X					0.	0.
TIM RAMSAY TRUSTEE	2	X					0.	0.
DAVID SKOLNIK TRUSTEE	2	X					0.	0.
JOHN SOBRATO TRUSTEE	2	X					0.	0.
MICHAEL MILLER CEO	40		X	X			67,504.	0.
ROBERT NAZARENUS CFO	40		X	X			58,345.	0.
NANCY MARINO MARKETING DIRECTOR	40			X			38,768.	0.
AMY PEABODY DEVELOPMENT DIRECTOR	40			X			39,583.	0.
BOB BONES PRODUCTION DIRECTOR	40			X			41,991.	0.
KEITH GOTOWICKI BOX OFFICE DIRECTOR	40			X			34,475.	0.
TERESA NGUYEN ACCOUNTING MANAGER	40			X			27,628.	0.

SCHEDULE L
(Form 990 or 990-EZ)

**Department of the Treasury
Internal Revenue Service**

Transactions with Interested Persons

OMB No 1545-0047

2008

**Open to Public
Inspection**

Name of the organization AMERICAN MUSICAL THEATRE OF SAN JOSE
BANKRUPTCY ESTATE

Employer identification number

Part I Excess Benefit Transactions (section 501(c)(3) and section 501(c)(4) organizations only)

To be completed by organizations that answered 'Yes' on Form 990, Part IV, line 25a or 25b, or Form 990-EZ, Part V, line 40b.

2 Enter the amount of tax imposed on the organization managers or disqualified persons during the year under section 4958

▶ \$

3 Enter the amount of tax, if any, on line 2, above, reimbursed by the organization

▶ \$

Part II Loans to and/or From Interested Persons.

To be completed by organizations that answered 'Yes' on Form 990, Part IV, line 26 or Form 990-EZ, Part V, line 38a.

Total

▶

Part III | Grants or Assistance Benefiting Interested Persons.

To be completed by organizations that answered "Yes" on Form 990, Part IV, line 27.

Part IV | Business Transactions Involving Interested Persons.

To be completed by organizations that answered 'Yes' on Form 990, Part IV, line 28a, 28b, or 28c.

BAA For Privacy Act and Paperwork Reduction Act Notice, see the Instructions for Form 990.

Schedule L (Form 990 or 990-EZ) 2008

SCHEDULE M
(Form 990)

Department of the Treasury
Internal Revenue Service

Non-Cash Contributions

OMB No. 1545-0047

2008

Open to Public
Inspection

Name of the organization **AMERICAN MUSICAL THEATRE OF SAN JOSE
BANKRUPTCY ESTATE**

Employer identification number
94-6088366

Part I Types of Property

	(a) Check if applicable	(b) Number of Contributions	(c) Revenues reported on Form 990, Part VIII, line 1g	(d) Method of determining revenues
1 Art—Works of art				
2 Art—Historical treasures				
3 Art—Fractional interests				
4 Books and publications				
5 Clothing and household goods				
6 Cars and other vehicles				
7 Boats and planes				
8 Intellectual property				
9 Securities—Publicly traded				
10 Securities—Closely held stock				
11 Securities—Partnership, LLC, or trust interests				
12 Securities—Miscellaneous				
13 Qualified conservation contribution (historic structures)				
14 Qualified conservation contribution (other)				
15 Real estate—Residential				
16 Real estate—Commercial				
17 Real estate—Other				
18 Collectibles				
19 Food inventory				
20 Drugs and medical supplies				
21 Taxidermy				
22 Historical artifacts				
23 Scientific specimens				
24 Archeological artifacts				
25 Other ► (-----)				
26 Other ► (-----)				
27 Other ► (-----)				
28 Other ► (-----)				
29 Number of Forms 8283 received by the organization during the tax year for contributions for which the organization completed Form 8283, Part IV, Donee Acknowledgement				29

- 30a During the year, did the organization receive by contribution any property reported in Part I, lines 1-28 that it must hold for at least three years from the date of the initial contribution, and which is not required to be used for exempt purposes for the entire holding period?
b If 'Yes,' describe the arrangement in Part II
- 31 Does the organization have a gift acceptance policy that requires the review of any non-standard contributions?
- 32a Does the organization hire or use third parties or related organizations to solicit, process, or sell noncash contributions?
b If 'Yes,' describe in Part II
- 33 If the organization did not report revenues in column (c) for a type of property for which column (a) is checked, describe in Part II. SEE PART II

	Yes	No
30a		X
31		X
32a		X

BAA For Privacy Act and Paperwork Reduction Act Notice, see the Instructions for Form 990.

Schedule M (Form 990) 2008

Part.II **Supplemental Information.** Complete this part to provide the information required by Part I, lines 30b, 32b, and 33. Also complete this part for any additional information.

PART II, LINE 33 - REVENUE NOT REPORTED IN COLUMN C

IN-KIND CONTRIBUTIONS-DETAIL NOT AVAILABLE

SCHEDULE O
(Form.990)Department of the Treasury
Internal Revenue Service**Supplemental Information to Form 990**

OMB No 1545-0047

2008Open to Public
InspectionName of the organization **AMERICAN MUSICAL THEATRE OF SAN JOSE
BANKRUPTCY ESTATE**Employer identification number
94-6088366**FORM 990, PART III, LINE 1 - ORGANIZATION MISSION**

THE PURPOSES OF AMERICAN MUSICAL THEATRE OF SAN JOSE ("THE THEATRE") ARE: (1) TO EDUCATE AND ELEVATE THE MINDS OF INDIVIDUALS TO THE PROPER CONCEPTION AND APPRECIATION OF FINE MUSIC AND THEATRICAL ARTS; (2) TO ENCOURAGE MEMBERS OF THE COMMUNITY TO PARTICIPATE IN THE PRODUCTION OF SUCH ENTERTAINMENT FOR THE BENEFIT OF THE COMMUNITY; AND (3) THE THEATRE PRODUCED AND PRESENTED MAIN STAGE PERFORMANCES THAT REACHED AVERAGE AUDIENCES OF APPROXIMATELY 150,000 ANNUALLY.

FORM 990, PART III, LINE 3 - CEASED CONDUCTING OR SIGNIFICANT CHANGES TO SERVICE

DUE TO THE LOSS OF A SUBSTANTIAL INVESTMENT IN THE MUSICAL TARZAN AND LACK OF ANTICIPATED REVENUE, THE THEATRE CEASED OPERATIONS AND FILED FOR BANKRUPTCY.

FORM 990, PART III, LINE 4C - PROGRAM SERVICE ACCOMPLISHMENTS

EDUCATIONAL AND OUTREACH PROGRAMS:

EDUCATIONAL MATINEE - SPECIAL MATINEE PERFORMANCES OF A FAMILY SHOW

STAR-ONE CREDIT PRESENTS: HIGH SCHOOL MUSICAL THEATRE HONORS - THE MUSICAL PRODUCTIONS OF UP TO 30 BAY AREA HIGH SCHOOLS ARE REVIEWED AND CRITIQUED ON AN INDIVIDUAL BASIS BY THEATRE PROFESSIONALS CALLED "PRODUCTION RESPONDENTS." AFTER AN ORAL CRITIQUE SESSION AND DISCUSSION, EACH PARTICIPATING SCHOOL RECEIVES A PARTICIPATION AWARD, PARTICIPATION CERTIFICATES FOR THE ENTIRE CAST/CREW, AS WELL AS OUTSTANDING CERTIFICATES FOR CERTAIN CATEGORIES WITHIN THE PRODUCTION.

TEACHER-NOMINATED PERFORMERS AND TECHNICIANS ARE PUT INTO A RANDOM DRAWING FOR SCHOLARSHIPS TO THE THEATRE ARTS CONSERVATORY AND THE TECHNICAL THEATRE INSTITUTE.

MUSICALS IN THE NEIGHBORHOOD - A FREE MUSICAL THEATRE PRODUCTION TOURS SCHOOLS AND COMMUNITY GROUPS TO PROMOTE ARTS EDUCATION. YOUTH FROM THE CITY OF SAN JOSE'S ARTS

Name of the organization AMERICAN MUSICAL THEATRE OF SAN JOSE
BANKRUPTCY ESTATE

Employer identification number
94-6088366

FORM 990, PART III, LINE 4C - PROGRAM SERVICE ACCOMPLISHMENTS (CONTINUED)

EXPRESS PROGRAM (GRADES 5-8) ARE INVITED TO A FREE PERFORMANCE OF THE CURRENT MUSICALS IN THE NEIGHBORHOOD PRODUCTION AT THE AMERICAN MUSICAL THEATRE OF SAN JOSE STUDIOS OR OTHER LOCATION.

STUDENT PERFORMANCE SERIES - THIS IS A SPECIAL PROGRAM THAT GIVES STUDENTS AND TEACHERS THE OPPORTUNITY TO ATTEND A MAIN STAGE PERFORMANCE FOR A REDUCED PRICE. THIS SPECIAL OFFER MAKES ATTENDING LIVE THEATRE MORE AFFORDABLE, THUS PROVIDING GREATER ACCESS TO THE ARTS.

STUDIO CLASSES - CLASSES PROVIDE MUSICAL THEATRE TRAINING FOR WORKING PROFESSIONALS THROUGHOUT THE YEAR. THE FALL AND SPRING INTENSIVES ARE FIVE-WEEK PROGRAMS THAT MEET TWICE A WEEK AT THE AMERICAN MUSICAL THEATRE OF SAN JOSE STUDIOS COVERING ALL ASPECTS OF MUSICAL THEATRE PERFORMANCE: ACTING, DANCE, AND VOICE.

TECH TALK BACK SERIES - STUDENTS GET AN INSIDE LOOK AT THE TECHNICAL SIDE OF MOUNTING A SHOW PRODUCED BY AMERICAN MUSICAL THEATRE OF SAN JOSE AT ONE OF THE THEATRE'S TECHNICAL REHEARSALS AT THE SAN JOSE CENTER FOR THE PERFORMING ARTS. THEY WATCH A TECH REHEARSAL, RECEIVE A BACKSTAGE TOUR, AND PARTICIPATE IN A QUESTIONS AND ANSWERS PROGRAM WITH KEY PRODUCTION TEAM MEMBERS.

TECHNICAL THEATRE INSTITUTE - THIS IS AN INTENSIVE THREE-WEEK SUMMER PROGRAM THAT IS BOTH HANDS-ON AND LECTURE-BASED COVERING SUCH AREAS AS SET CONSTRUCTION, SCENIC PAINTING, COSTUME CONSTRUCTION, CRAFTS/PROPS, LIGHTING, SOUND, WIGS/MAKEUP, AND STAGE MANAGEMENT.

THEATRE ARTS CONSERVATORY - CONSISTS OF A FIVE-WEEK COMPREHENSIVE STUDY OF

Name of the organization AMERICAN MUSICAL THEATRE OF SAN JOSE BANKRUPTCY ESTATE	Employer identification number 94-6088366
---	--

FORM 990, PART III, LINE 4C - PROGRAM SERVICE ACCOMPLISHMENTS (CONTINUED)

FUNDAMENTAL, INTERMEDIATE, AND ADVANCED MUSICAL THEATRE PRACTICES. CURRENT WORKING PROFESSIONALS TEACH THE CLASSES IN AMERICAN MUSICAL THEATRE OF SAN JOSE REHEARSAL STUDIOS WITH RENOWNED GUEST ARTISTS. THE CONSERVATORY IS OPEN TO ALL STUDENTS AGED 14 TO ADULT.

VOLUNTEERING/INTERNSHIPS - AMERICAN MUSICAL THEATRE OF SAN JOSE USED ENERGETIC VOLUNTEERS AND SKILLED INTERNS FOR SPECIAL EVENTS AND OPERATIONAL SUPPORT. AMERICAN MUSICAL THEATRE OF SAN JOSE, ONE OF THE LARGEST, NOT-FOR-PROFIT, PROFESSIONAL MUSICAL THEATRE COMPANIES IN THE COUNTRY, USES VOLUNTEERS AND INTERNS TO GET "BEHIND THE SCENES" WITH THEM. VOLUNTEERS AND INTERNS ARE ELIGIBLE TO EARN SERVICE-LEARNING CREDIT FOR SCHOOL AND ACKNOWLEDGMENT IN THE THEATRE'S PROGRAM. EACH VOLUNTEER OR INTERN WHO COMPLETED 24 HOURS WOULD RECEIVE A PAIR OF COMPLIMENTARY TICKETS TO AN AMERICAN MUSICAL THEATRE OF SAN JOSE PRODUCED SHOW.

WRITING A MUSICAL - A PROFESSIONAL PERFORMER AND EXPERIENCED THEATRE EDUCATOR PROVIDED INSTRUCTION TWO DAYS A WEEK IN THE CLASSROOM FOR A PERIOD OF EIGHT TO TEN WEEKS TO CREATE AN ORIGINAL MUSICAL WITH STUDENTS IN GRADES 3-8. THE PROGRAM CULMINATED WITH A STAGED READING PERFORMANCE USING PROFESSIONAL ACTORS AND STUDENTS.

FORM 990, PART VI, LINE 5 - DESCRIPTION OF MATERIAL DIVERSION OF ASSETS

THE THEATRE OF THE STARS IN ATLANTA, GEORGIA WAS CO-PRODUCING A MUSICAL/PLAY FOR WHICH AMERICAN MUSICAL THEATRE OF SAN JOSE HAD ADVANCED FUNDS. THEATRE OF THE STARS MISAPPLIED THE FUNDS TOWARDS OTHER ACTIVITIES AND A PRODUCTION OTHER THAN THE ONE FOR WHICH AMERICAN MUSICAL THEATRE OF SAN JOSE HAD ADVANCED THE FUNDS. THE OTHER PRODUCTION LOST A SIGNIFICANT AMOUNT OF MONEY. THE ALLEGED MALFEASANCE GAVE RISE TO LEGAL ACTION RESULTING IN THE SETTLEMENT SHOWN ON THE CURRENT RETURN.

Name of the organization	AMERICAN MUSICAL THEATRE OF SAN JOSE BANKRUPTCY ESTATE	Employer identification number 94-6088366
--------------------------	---	--

FORM 990, PART VI, LINE 10 - FORM 990 REVIEW PROCESS

DUE TO THE BANKRUPTCY FILING, THE FORM 990 WAS NOT PROVIDED TO THE GOVERNING BODY FOR REVIEW PRIOR TO FILING.

FORM 990, PART VI, LINE 11 - OFFICER, DIRECTOR, TRUSTEE, KEY EMPLOYEE MAILING ADDRESS

DUE TO THE BANKRUPTCY FILING, THE CHAPTER 7 TRUSTEE'S ADDRESS IS REFLECTED AS THE ORGANIZATION'S ADDRESS. NONE OF THE BOARD MEMBERS OR OFFICERS CAN BE REACHED AT THIS ADDRESS. THE CURRENT ADDRESSES OF THE OFFICERS AND BOARD MEMBERS ARE UNKNOWN.

FORM 990, PART VI, LINE 15B - COMPENSATION REVIEW & APPROVAL PROCESS FOR OFFICERS & KEY EMPLOYEE

FINANCE DEPARTMENT PREPARED BUDGET FOR FY 2008/09 WHICH INCLUDES SALARIED INFORMATION. IT IS NOW KNOWN WHETHER OR NOT THE COMPENSATION PORTION OF THE BUDGET WAS SUBJECT TO REVIEW AND/OR APPROVAL BY EITHER THE BOARD OF GOVERNORS OR THE BOARD OF TRUSTEES.

STATEMENT REGARDING BOOKS AND RECORDS

THE TAXPAYER IS A CHAPTER 7 BANKRUPTCY ESTATE. THE DEBTOR FILED UNDER CHAPTER 7 ON DECEMBER 23, 2008. THE CASE NUMBER IS 08-57493 ASW. CAROL WU IS THE CHAPTER 7 TRUSTEE.

THIS RETURN COMBINES THE PRE-BANKRUPTCY PERIOD (07/01/2008 TO 12/22/2008) WITH THE CHAPTER 7 TRUSTEE PERIOD (12/23/2008 TO 06/30/2009). THE TRUSTEE HAD NO INVOLVEMENT WITH THE DEBTOR IN ANY MANNER PRIOR TO THE CHAPTER 7 FILING AND HAD NO KNOWLEDGE OF OR CONTROL OVER THE DEBTOR'S ACCOUNTING RECORDS PRIOR TO HER APPOINTMENT. THEREFORE, THE TRUSTEE MAKES NO REPRESENTATIONS REGARDING THE ACCURACY OF THE RECORDS RELIED UPON TO PREPARE THIS TAX RETURN. THE LAST TAX RETURN FILED BY THE DEBTOR WAS FOR THE FISCAL YEAR ENDED JUNE 30, 2008.

MANY ITEMS IN THIS RETURN WERE NOT DETERMINABLE BECAUSE THE PERSONNEL AS WELL AS DETAIL OF THE REMAINING BOOKS AND RECORDS WERE NO LONGER AVAILABLE AFTER THE DEBTOR FILED FOR BANKRUPTCY. ITEMS NOT FULLY OR PARTIALLY DETERMINABLE INCLUDE, BUT ARE NOT LIMITED TO, THE LIST OF MAJOR CONTRIBUTORS, THE FULL EXTENT OF SALARY AND BENEFITS PAID TO OFFICERS, THE ALLOCATION OF CERTAIN ITEMS AMONG THE CLASSES OF FUND RAISING, GENERAL AND ADMINISTRATIVE, AND PROGRAM EXPENSES, AND CONTRIBUTIONS BY DISQUALIFIED INDIVIDUALS (SCHEDULE A). IN ADDITION, CERTAIN QUESTIONS HAVE BEEN EITHER COMPLETED OR LEFT OPEN BASED ON THE BEST AVAILABLE INFORMATION FROM EXISTING BOOKS AND RECORDS.

SETTLEMENT OF A LEGAL ACTION AGAINST ATLANTA'S THEATER OF THE STARS RESULTED IN CLAIM OF \$225,000, OF WHICH \$65,000 IN CASH WAS RECEIVED BEFORE JUNE 30, 2009 AND THE REMAINDER IS TO BE PAID IN INSTALLMENTS THROUGH DECEMBER 2009. THE SETTLEMENT IS REPORTED IN FULL ON THE CURRENT RETURN.

THE FIRST CASH RECEIVED BY THE CHAPTER 7 TRUSTEE WAS JANUARY 9, 2009. DURING THE PERIOD JANUARY 9 THROUGH JUNE 30, 2009, THE CHAPTER 7 BANKRUPTCY ESTATE IS REPORTING ACCRUED OR PAID AMOUNTS TOTALING \$416,988. THIS CONSISTED OF THE FOLLOWING ITEMS: (1) \$127 IN GRANTS; (2) \$600 IN MATCHING GRANTS; (3) \$300 IN GIFTS; (4) \$20 OF INTEREST; (5) \$1,500 OF ROYALTY INCOME; (6) \$ 4,368 IN RENT AND MEDICAL INSURANCE REFUNDS; (7) \$3,000 FROM THE DEBTOR'S STORAGE OF ITEMS FOR OTHERS; (8) \$8,000 FROM TICKET INCOME; (9) \$20,000 FROM THE SALE OF DEBTOR'S CUSTOMER LIST; (10) \$153,047 FROM THE SALE OF DEBTOR'S ASSETS; (11) A SETTLEMENT AMOUNT OF \$225,000; AND NON-TAXABLE ITEMS OF \$1,026. EACH OF THESE ITEMS HAS BEEN REPORTED ON THIS RETURN. THE NON-TAXABLE ITEMS CONSISTED OF RECEIVABLES COLLECTIONS OF \$225 AND CASH TRANSFERRED FROM THE DEBTOR'S BANK ACCOUNTS OF \$801.

THE PREPARER HAS TAKEN A "CONSERVATIVE APPROACH" IN THE PREPARATION OF THIS RETURN AND RESERVES THE RIGHT TO MAKE ARGUMENTS/ADJUSTMENTS IN THE EVENT OF AN AUDIT OR SHOULD ADDITIONAL INFORMATION BECOME AVAILABLE.

2008

SCHEDULE A, PART IV - SUPPLEMENTAL INFORMATION PAGE 5

AMERICAN MUSICAL THEATRE OF SAN JOSE
BANKRUPTCY ESTATE

94-6088366

PART III, LINE 12 - OTHER INCOME

<u>NATURE AND SOURCE</u>	<u>2008</u>	<u>2007</u>	<u>2006</u>	<u>2005</u>	<u>2004</u>
LOBBY SALES AND OTHER					24,183.
TOTAL	\$ 0.	\$ 0.	\$ 0.	\$ 0.	\$ 24,183.